IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O.O.C.J.

NOTICE OF MOTION NO.1843 OF 2005

IN

SUIT NO.1483 OF 1995

The Ratnakar Bank Ltd. ...Plaintiff

v/s.

M/s.Bharatkumar Apparels & ors. ...Defendants

...

None for the Plaintiff.

Mr.S.C.Naidu i/b C.R. Naidu & Co. for the Defendants in support.

...

CORAM: D.K.DESHMUKH, J.

DATED: 23RD NOVEMBER,2006

P.C.:

This Notice of Motion is taken out by the Defendants

for dismissing the suit of the Plaintiff, because according to the Defendants the Plaintiff has not complied with the order passed by this court directing the Plaintiff to give inspection of the documents. The Plaintiff has been served with the Notice of Motion. Defendants have filed affidavit of service. The Plaintiff is not appearing. No reply is filed. In the absence of any reply, accepting the averments made in the affidavit filed in support of the notice of motion at their face value and the documents filed along with affidavit, Notice of Motion is granted in terms of prayer clause (a). Motion disposed of.

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